

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Richmond Division**

CHRISTOPHER DEWAYNE LUMPKIN,

Plaintiff,

v.

Civil Action No. **3:23CV669**

HAROLD CLARKE, et al.,

Defendants.


MEMORANDUM OPINION

By Memorandum Order entered on December 8, 2023, the Court directed Plaintiff to pay an initial partial filing fee of \$53.67 or state under penalty of perjury that he did not have sufficient assets to pay such a fee within thirty (30) days of the date of entry thereof. *See* 28 U.S.C. § 1915(b)(1). Plaintiff has neither paid the initial partial filing fee nor averred that he cannot pay such a fee. Plaintiff, therefore, is not entitled to proceed *in forma pauperis*. Plaintiff's disregard of the Court's directives warrants dismissal of the action. Accordingly, the action will be DISMISSED WITHOUT PREJUDICE.

An appropriate order shall issue.

Date:

1/22/2024
Richmond, Virginia

<p>/s/  John A. Gibney, Jr. Senior United States District Judge</p>
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